

E-Filed 1/26/09

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

RUBEN MENDEZ, et al.,

Plaintiffs,

v.

BOTTOMLEY DISTRIBUTING CO., INC.,

Defendant.

Case Number C 07-1086 JF (RS)

ORDER OF DISMISSAL

The Court having been advised that the parties have agreed to a settlement of this case,
IT IS HEREBY ORDERED that this case be dismissed with prejudice. However, if any
party notifies the Court within ninety days of the date of this order that the agreed consideration
for said settlement has not been delivered, this order will be vacated and the case will be restored
to the calendar to be set for trial.

Dated: January 26, 2009


JEREMY FOGEL
United States District Judge

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